

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

June 2, 2008

Elisabeth A. Shumaker
Clerk of Court

MICHAEL L. BUESGENS,

Petitioner,

v.

No. 07-9574

WILLIAM J. DALEY,

Respondent.

ORDER

Before **TACHA, BRISCOE**, and **TYMKOVICH**, Circuit Judges.

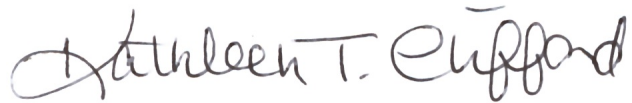
Michael Buesgens seeks review of an October 1, 2007 letter that he received from William Daley, Regional Counsel for the Fort Worth, Texas, Regional Office of the United States Department of Housing and Urban Development (“HUD”). The October 1, 2007 letter was sent in response to a September 26, 2007 letter from Petitioner Buesgens.

This court lacks authority to consider the petition for review. The October letter that Petitioner received is nothing more than general correspondence sent by the Fort Worth, Texas, Regional Counsel for HUD in response to Petitioner’s letter. Contrary to Petitioner’s belief, Respondent’s October letter does not constitute a final order for which review may

be sought under 42 U.S.C. § 3612(i). Section 3612(i) of the Fair Housing Act authorizes judicial review where the Secretary of HUD issues a charge of discrimination and where that charge is adjudicated in an administrative proceeding before an administrative law judge. Such did not occur in this case. The court lacks jurisdiction.

The petition for review is **DISMISSED** for lack of appellate jurisdiction. All pending motions are **DENIED**.

Entered for the Court,
Elisabeth A. Shumaker, Clerk

A handwritten signature in dark ink, appearing to read "Kathleen T. Clifford". The signature is fluid and cursive, with the first name "Kathleen" and last name "Clifford" clearly distinguishable.

Kathleen T. Clifford
Attorney - Deputy Clerk